M4/c155.03/0

FOR UTILITY/DESIGNAL CIP/PCT NATIONAL/PLANT ORIGINAL/SUBSTITUTE/SUPPLEMENTAL DECLARATIONS

27.

RULE 63 (37 C.F.R. DECLARATION AND POWER SPATTORNEY FOR PATENT APPLICATION IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PM & S FORM

As-a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the INVENTION ENTITY ED IMPROVEMENTS IN ORDER ATTOMATION FOR THE PROPERTY.

				licable BOX(ES))					
X		ttached hereto	•						
BOX(ES) →		was filed on	November:	28, 2000 tional Applicatio	as U.S. Application No.		701,289	1000	
			lication) was an		on No. PCT/ <u>GB99/0165</u> 7, 2000 and November 28,		on <u>May 26,</u>	, 1999	
hereby state	e that I have	reviewed and und	derstand the cont	tents of the above iden	tified specification, including the	daime as	amended by any	amendment re	ferred to
above. I acki foreign priorit Application w certificate, or	nowledge the ty benefits ur which designate PCT Interna	e duty to disclose ider 35 U.S.C. 11 ited at least one di itional Application	eall information kr 19(a)-(d) or 365(b) other country thar n, filed by me or m	nown to me to be mate) of any foreign applica n the United States, lis ny assignee disclosing	rial to patentability as defined in ation(s) for patent or inventor's of ted below and have also identifi the subject matter claimed in the filing date of this application:	n 37 C.F.R. 1 certificate, or ied below an	.56. Except as a 365(a) of any Poy foreign applica	noted below, I h CT Internationa	nereby clair Il or inventor
PRIOR FO	REIGN API	PLICATION(S)			Date first Laid-	Date	Patented		
<u>Number</u> 9811347.5		Country Great Britain	<u>Day/M0</u> 28 May	ONTH/Year Filed 1998	open or Publishe		or Granted	Priority NO	T Claime
Except as no PCT internati application is	ted below, I ional applicat in addition to	hereby claim dom tions listed above that disclosed in	nestic priority bend or below and, if to n such prior applic	this is a continuation-in cations. I acknowledge	<u>page.</u> 19(e) or 120 and/or 365(c) of the -part (CIP) application, insofar the duty to disclose all informa such prior application and the n	as the subje	ect matter disclos	sed and claimed	in this
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Rule 56(a) & (b) = 37 C.F.R. 1.56(a) & (b) PATENT AND TRADEMARK CASES - RULES OF PRACTICE **DUTY OF DISCLOSURE**

... Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the [Patent and Trademark] Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability...(b) information is material to patentability when it is not cumulative and (1) It also establishes by itself, or in combination with other information, a prima facie case of unpatentability of a claim or (2) refutes, or is inconsistent with, a position the applicant takes in: (i) Opposing an argument of unpatentability relied on by the Office, or (ii) Asserting an argument of patentability

PATENT LAWS 35 U.S.C.

§102. Conditions for patentability; novelty and loss of right to patent

A person shall be entitled to a patent unless--

- the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent or
- the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or
- he has abandoned the invention, or (c)
- the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months* before the filing
 - the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof
 - he did not himself invent the subject matter sought to be patented, or
 - before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

§103. Condition for patentability; non-obvious subject matter

- (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made. . . .
- (c) Subject matter developed by another person, which qualified as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

Six months for Design Applications (35 U.S.C. 172).